



# City of Marietta

## Meeting Minutes

### JUDICIAL/LEGISLATIVE COMMITTEE

205 Lawrence Street  
Post Office Box 609  
Marietta, Georgia 30061

*Philip M. Goldstein, Chairperson*  
*Van Pearlberg*  
*Jim King*

Monday, April 30, 2007

Fourth Floor Conference Room

#### Immediately following the Parks, Recreation and Tourism Committee

**Presiding:** Philip M. Goldstein

**Present:** Jim King and Van Pearlberg

***Also Present:***

*William B. Dunaway, Mayor*

*Annette Lewis, Council - Ward 1*

*Grif Chalfant, Council - Ward 2*

*Holly Walquist, Council - Ward 3*

*Rev. Anthony Coleman, Council - Ward 5*

*William F. Bruton, Jr., City Manager*

*Douglas R. Haynie, City Attorney*

*Stephanie Guy, City Clerk*

#### **CALL TO ORDER:**

*Chairman Philip M. Goldstein called the meeting to order at 8:37 p.m.*

#### **20070206 Stipulation revisions**

Requested Approval of Site Plan for Starbucks at 811-825 Church Street

**A motion was made by Council member King, seconded by Council member Pearlberg, that this matter be Recommended for Approval - Non Consent Agenda. The motion carried by the following vote:**

**Vote: 3 - 0 - 0**

**Recommended for Approval - Non Consent  
Agenda**

*Chairman Goldstein recessed the meeting and reconvened at 9:16 p.m.*

#### **MINUTES:**

#### **20070362 Regular Meeting - March 28, 2007**

Review and approval of the March 28, 2007 regular meeting minutes.

**A motion was made by Council member King, seconded by Council member Pearlberg, that this matter be Approved. The motion carried by the following vote:**

**Vote: 3 - 0 - 0**

**Approved**

#### **BUSINESS:**

#### **20070319 Marietta Walk Revised Detailed Plan - Cabana and Recreation areas**

Requesting approval for the Marietta Walk Revised Detailed Plan - Cabana and Recreation areas.

**A motion was made by Council member Pearlberg, seconded by Council member King, that this matter be Recommended for Approval - Consent Agenda. The motion carried by the following vote:**

**Vote: 3 - 0 - 0**

**Recommended for Approval - Consent Agenda**

**20070435      Turner Road Detailed Plan**

Review and approval of the Detailed Plan for Turner Road.

**A motion was made by Council member King, seconded by Council member Pearlberg, that this matter be Recommended for Approval - Non Consent Agenda. The motion carried by the following vote:**

**Vote: 3 - 0 - 0**

**Recommended for Approval - Non Consent Agenda**

**20070337      Island Annexations**

Update on islands in the city limits of Marietta which have business licenses and homestead exemptions.

**This matter was Discussed.**

**20070370      Overlay for Whitlock Avenue**

Discussion relative to incorporating Whitlock Avenue and the remainder of Powder Springs Road into the Commercial Corridor Design Overlay District.

*Motion to advertise the following proposed amendments to the Commercial Corridor Design Overlay District:*

*-95% of any residential units must be owner-occupied.*

*-The maximum front setback was changed from 30ft. to 65ft.*

*-There shall be no radii passed the designated streets for Tier A & B of the Overlay District.*

*-The remainder of Whitlock Avenue from Kirkpatrick to Polk Street Extension shall be incorporated into Tier B. Powder Springs Road from Sandtown Road to County Services Parkway shall also be incorporated.*

**A motion was made by Council member King, seconded by Council member Pearlberg, that this matter be Recommended for Approval - Consent Agenda. The motion carried by the following vote:**

**Vote: 3 - 0 - 0**

**Recommended for Approval - Consent Agenda**

**20070427      Proposed Code Amendment**

Proposed amendment to Division 710, Supplementary District Regulations,

Section 710.01, regarding the erection of more than one principal structure on a lot.

**This matter was Discussed.**

**20070436 Forest Avenue Manor Detailed Plan**

Review and approval of the Detailed Plan for Forest Avenue Manor.

**This matter was Tabled.**

**20070438 Infill Lots**

Review and discussion regarding the zoning review process for existing residential lots in Cobb County.

**This matter was Referred to the COMMITTEE OF THE WHOLE.**

*Chairman Goldstein recessed the meeting and reconvened at 11:48 p.m.*

**20070439 Vinyl Siding**

Discussion regarding regulations and restrictions for vinyl siding use in other municipalities.

**This matter was Tabled.**

**20070440 Zoning Setbacks and Buffers**

Review of proposed amendment to landscape buffers in relation to building setback requirements.

**No Action.**

**20070348 City of Marietta Tree Ordinance - Achieving Results**

Information and discussion provided by Councilperson Holly Walquist on City of Marietta's Tree Ordinance.

*This matter was referred to the Judicial/Legislative Committee of the Whole scheduled for May 7, 2007 after the regular Committee of the Whole meeting.*

**This matter was Referred to the Judicial/Legislative Committee of the Whole.**

**ADJOURNMENT:**

*The meeting was adjourned at 12:34 a.m.*

**Respectfully submitted,**

\_\_\_\_\_  
**Stephanie Guy, City Clerk**

**Approved:** \_\_\_\_\_